

State of Arizona
House of Representatives
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 343

HOUSE BILL 2707

AN ACT

REPEALING LAWS 1999, FIRST SPECIAL SESSION, CHAPTER 2, SECTION 6, AS AMENDED BY LAWS 2001, CHAPTER 237, SECTION 1; MAKING CAPITAL OUTLAY APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE STATE AND FOR STATE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Repeal

3 Laws 1999, first special session, chapter 2, section 6, as amended by
4 Laws 2001, chapter 237, section 1, is repealed.

5 Sec. 2. Prison complex appropriation; fiscal year 1999-2000;
6 exemption from repeal

7 Notwithstanding the repeal in section 1 of this act of Laws 1999, first
8 special session, chapter 2, section 6, as amended by Laws 2001, chapter 237,
9 section 1, the remaining monies of the \$10,000,000 fiscal year 1999-2000
10 appropriation for the design and construction of the four thousand two
11 hundred bed prison complex is not repealed and any unexpended monies may be
12 used for the purposes and within the conditions provided by Laws 1999, first
13 special session, chapter 2, section 6, as amended by Laws 2001, chapter 237,
14 section 1, including the limitations of \$125,000 and two employees to oversee
15 and manage the project, the proposals to the committee on capital review and
16 the federal matching monies requirement.

17 Sec. 3. Capital outlay appropriations; major maintenance and
18 repair of state buildings

19 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
20 amounts appropriated in this section are appropriated for fiscal year
21 2002-2003 and shall be used by the applicable agency for major maintenance
22 and repair activities for state buildings in accordance with title 41,
23 chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less
24 of the monies may be spent for state building modifications to comply with
25 the federal Americans with disabilities act (42 United States Code sections
26 12101 through 12213 and 47 United States Code sections 225 and 611) or for
27 major maintenance and repair activities for state infrastructure. The monies
28 may only be used for facilities on the state building inventory or for
29 infrastructure that directly supports those facilities. Of the amounts
30 appropriated to the Arizona department of administration, up to \$275,000 in
31 personal services and employee related expenditures for up to five full-time
32 employee positions may be allocated each fiscal year until the building
33 renewal projects are completed. All other monies appropriated in this
34 section shall not be spent for personal services or employee related
35 expenditures or for maintenance contracts on building components and
36 equipment without review by the joint committee on capital review. Any
37 monies appropriated for building renewal in fiscal year 2002-2003 that are
38 unexpended or unencumbered on September 30, 2004 shall revert to the fund
39 from which they were appropriated.

40		<u>2002-03</u>
41	B. DEPARTMENT OF ADMINISTRATION	\$ 3,068,300
42	Fund sources:	
43	Capital outlay stabilization fund	\$ 2,882,200
44	Miners' hospital fund	\$ 186,100

1 The department of administration shall allocate the monies to state
2 agencies for necessary building renewal. If monies in the capital outlay
3 stabilization fund are insufficient to fund the appropriation to the
4 department of administration for building renewal, the appropriation to the
5 department of administration shall be reduced by the difference between the
6 amount appropriated to the department of administration from the capital
7 outlay stabilization fund and the balance in the capital outlay stabilization
8 fund.

9 The \$186,100 appropriated from the miners' hospital fund in fiscal year
10 2002-2003 shall be used for building renewal at the Arizona pioneers' home.

11 2002-03
12 C. DEPARTMENT OF TRANSPORTATION \$ 1,634,000

13 Fund source:
14 State highway fund \$ 1,634,000
15 2002-03

16 D. ARIZONA EXPOSITION AND STATE FAIR
17 BOARD \$ 1,209,700

18 Fund source:
19 Arizona exposition and state
20 fair fund \$ 1,209,700
21 2002-03

22 E. GAME AND FISH DEPARTMENT \$ 331,000

23 Fund source:
24 Game and fish fund \$ 331,000
25 2002-03

26 F. ARIZONA LOTTERY COMMISSION \$ 38,300

27 Fund source:
28 State lottery fund \$ 38,300
29 2002-03

30 G. DEPARTMENT OF HEALTH SERVICES \$ 78,900

31 Fund source:
32 Southern Arizona mental health
33 center building renewal fund \$ 78,900

34 Sec. 4. Capital outlay appropriations; major capital projects;
35 department of administration
36 2002-03

37 Department of administration:
38 1. Privatized lease to own
39 project management \$ 143,500

40 Fund source:
41 Certificates of participation fund \$ 143,500

42 The amount appropriated to the department of administration is for
43 three full-time employee positions in fiscal year 2002-2003 to manage and
44 oversee the project.

1	2. <u>Privatized lease to own</u>	
2	<u>backfill space renovations</u>	\$ 3,053,000
3	Fund sources:	
4	Capital outlay stabilization fund	\$ 2,753,000
5	Certificates of participation fund	\$ 300,000
6	3. <u>Privatized lease to own backfill</u>	
7	<u>agency relocations</u>	\$ 1,007,000
8	Fund source:	
9	Certificates of participation fund	\$ 1,007,000
10	Total appropriation - department	
11	of administration	\$ 4,203,500
12	Fund sources:	
13	Capital outlay stabilization fund	\$ 2,753,000
14	Certificates of participation fund	\$ 1,450,500
15	Sec. 5. <u>Capital outlay appropriations; major capital projects;</u>	
16	<u>department of transportation</u>	

2002-03

17
18 Department of transportation:

19	1. <u>Asbestos and lead inspections</u>	\$ 600,000
20	2. <u>De-icer buildings</u>	\$ 200,000
21	3. <u>East valley maintenance yard</u>	\$ 1,184,000
22	4. <u>Highway construction</u>	\$238,728,000

23 The amount appropriated for highway construction is from the state
24 highway fund for the planning and construction of state highways, including
25 the national system of interstate highways within this state, the state
26 primary or secondary system, the county primary or secondary system and urban
27 rural routes, the acquisition of rights-of-way, the cost of field
28 administration and field engineering on construction projects and debt
29 service payments on bonds issued for highway construction. Any balances and
30 collections in the state highway fund in excess of the specific amounts
31 appropriated in the general appropriations act and in this act are
32 appropriated to the department for the purposes provided in this paragraph.

33 Of the amounts appropriated from the state highway fund for the
34 planning and construction of state highways, the department may allocate up
35 to \$30,064,700 for personal services and employee related expenditures for
36 up to 619 full-time employee positions in fiscal year 2002-2003. Before the
37 expenditure of any operating budget monies from the capital budget, the
38 department of transportation shall submit information on any operating budget
39 expenses funded from the capital budget to the joint committee on capital
40 review by July 1, 2002 for review. The submittal shall contain at least as
41 much detail as the department's annual operating budget request. Operating
42 budget expenditures include any expenditure for personal services, employee
43 related expenditures, professional and outside services, travel in state,
44 travel out of state and other operating expenditures.

5. Airport planning and development \$ 10,064,000

Fund source:

State aviation fund \$ 10,064,000

The amount is appropriated from the state aviation fund for the planning, construction, development and improvement of state, county, city or town airports as determined by the state transportation board. Any balances and collections in the state aviation fund in excess of the specific amounts appropriated in the general appropriations act and in this act are appropriated to the department of transportation for the purposes provided in this paragraph.

Total appropriation - department of transportation \$250,776,000

Fund sources:

State highway fund \$240,712,000

State aviation fund \$ 10,064,000

Sec. 6. Arizona pioneers' home plumbing renovations; appropriations

A. The sum of \$200,000 is appropriated from the state charitable, penal and reformatory institutions land fund in fiscal year 2002-2003 to the department of administration for plumbing renovations at the Arizona pioneers' home.

B. In addition to the appropriation in subsection A of this section, the sum of \$300,000 is appropriated from the state general fund in fiscal year 2002-2003 and the sum of \$500,000 is appropriated from the state general fund in fiscal year 2003-2004 to the department of administration for plumbing renovations at the Arizona pioneers' home.

Sec. 7. Department of administration reports; FTE positions; reallocations

A. The department of administration shall report on the status of project-specific FTE positions for capital projects in its annual capital budget request.

B. The department of administration may allocate FTE positions authorized for specific projects to other projects in this act provided that funding for the FTE positions is cost allocated among the projects receiving benefit. The department of administration shall report any FTE position reallocations to the joint committee on capital review by December 31, 2002.

Sec. 8. Use of appropriations; limitation

A. Unless otherwise specified, the monies appropriated in this act shall not be spent for personal services or employee related expenditures of state employees, excluding any services provided as part of the inmate construction program for correctional facilities.

B. Monies appropriated for specific projects in this act may be used for personal services or employee related expenditures related to direct inmate expenses associated with services provided as part of the inmate construction program.

1 Sec. 9. Lapsing; exemption

2 Unless otherwise specified, the appropriations made in this act do not
3 lapse until the purpose for which the appropriation was made has been
4 accomplished or abandoned, or the appropriation stands for a full fiscal year
5 without an expenditure or an encumbrance.

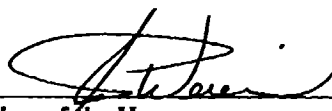
APPROVED BY THE GOVERNOR JUNE 4, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 4, 2002.

Passed the House May 9, 2002,

by the following vote: 34 Ayes,

23 Nays, 3 Not Voting

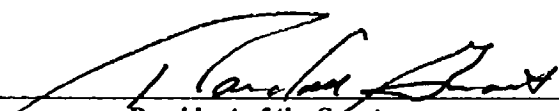

Speaker of the House

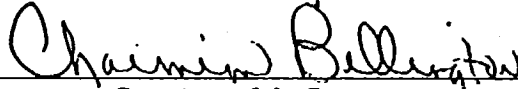

Assistant Chief Clerk of the House

Passed the Senate May 22, 2002,

by the following vote: 21 Ayes,

7 Nays, 2 Not Voting


President of the Senate

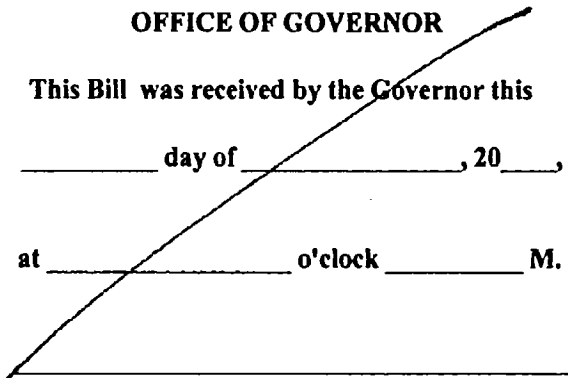

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

at o'clock M.


Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.


Governor of Arizona

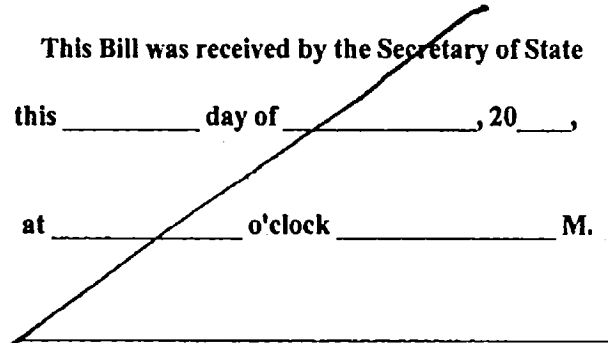
H.B. 2707

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.


Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 23, 2002,

by the following vote: 41 Ayes,

11 Nays, 8 Not Voting

[Signature]
Speaker of the House

Norman L. Moore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

23 day of May, 2002

at 5:28 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 4th day of

June, 2002,

at 11:40 o'clock A M.

[Signature]
Governor of Arizona

H.B.2707

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 4 day of June, 2002,

at 5:31 o'clock P. M.

[Signature]
Secretary of State